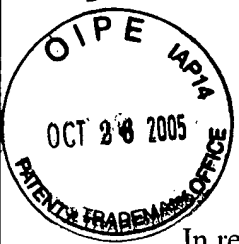


10-28-05

IFW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Richard A. Daigle**  
Serial No.: **10/751,059**  
Filed: **12/31/2003**  
For: **Pallet Loading and Unloading Sling**

Group No.: **3654**  
Examiner: **Esther O. Okezie**

**Honorable Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**

**ELECTION OF SPECIES AND ASSOCIATED EXTENSION REQUEST**

Dear Sir:

In response to the Detailed Action in this matter, mailed September 9, 2005, requiring election of species, applicant submits the following:

**Extension Request**

A one month extension of time in which to respond to the detailed action mailed September 9, 2005 is hereby requested. A check in the amount of \$60.00 is included with this request.

**Provisional Election of Species**

Your applicant does not agree that election should be required for examination of this application, and traverses this requirement. However, in accordance with the suggestions of the examiner, applicant provisionally elects the species designated "II" by the examiner in the Detailed Action of September 9, 2005 for immediate prosecution on the merits. Species II represents the version of the invention claimed in claims 15-26, drawn to a method of stacking.

10/31/2005 HLE333 00000140 10751059

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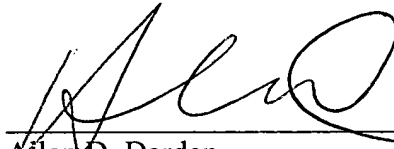
60.00 DP

Thus, in the event that no generic claims are held to be allowable in prosecution of this application, the prosecution of this application would be restricted to claims related to Species II, and any claims directed towards other species would be the subject for a divisional or continuation application. Consequently, applicant provisionally elects the species of the Pallet Loading and Unloading Sling set forth in claims 15 - 26 of the above-referenced application.

### **Conclusion**

Applicant provisionally elects Species II of the Pallet Loading and Unloading Sling, specifically described in claims 15 - 26, for prosecution. Applicant believes that this response fully addresses the examiner's concerns, and respectfully requests that the application now move forward to examination. Applicant's counsel would welcome a telephone conference should the examiner so desire.

Reg. No. 32,214  
Tel. No.: (225) 346-0285

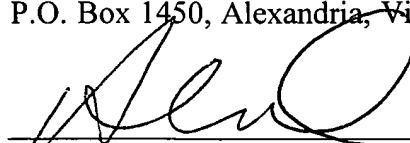
  
Allen D. Darden  
P.O. Box 4412  
Baton Rouge, Louisiana 70821-4412

### **Certificate of Mailing Under 37 CFR 1.10**

Date of Mailing: October 26, 2005

Express Mailing Label Number: ET 938408 33225

I hereby certify that this 2 page Response to Detailed Action, along with a check in the amount of \$60.00 for an extension request, is being deposited on the date above with sufficient postage with the United States Postal Service as Express Mail, Post Office Addressee, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
Allen D. Darden